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**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL**Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))CHECK BOX, if applicable:  
☐ DUPLICATE

## Address to:

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231Attorney Docket No.  
of Prior Application

SRX 110

First Named Inventor

Judith Fitzpatrick

Examiner Name

G. Gabel

Group Art Unit

1643

Express Mail Label No.

This is a request for a ☐ continuation or ☐ divisional application under 37 CFR 1.53(d),  
(continued prosecution application (CPA)) of prior application number 09 / 526,582  
filed on March 16, 2000, entitled METHOD AND DEVICE FOR DETECTION OF APO A, APO B AND THE

**NOTES RATIO THEREOF IN SALIVA**

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practices," Final Rule, 65 Fed. Reg. 50082 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**CONTINUATION-IN-PART NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

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1. ☒ Enter the unentered amendment previously filed on May 29, 2002  
under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:  
.....
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations

[Page 1 of 2]

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PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL**  
**for FY 2002**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**443.00****Complete if Known**

Application Number	09/526,582
Filing Date	March 16, 2000
First Named Inventor	Judith Fitzpatrick
Examiner Name	G. Gabel
Group Art Unit	1643
Attorney Docket No.	SRX 110

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name

50-1868

Holland &amp; Knight LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	370.00
106 330	206 165	Design filing fee	
107 610	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

**SUBTOTAL (1)** (\$)**370.00****2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
22	2	9.00	18.00
3	0	0	0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
108 84	208 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$)**18.00**

\*\*or number previously paid, if greater. For Reissues, see above.

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,620	147 2,620	For filing a request for ex parte reexamination	
112 820*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	55.00
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 820	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,980	228 990	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 25	Processing fee under 37 CFR 1.17(a)	
128 180	128 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
148 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
148 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
188 800	188 800	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$)**55.00****SUBMITTED BY**Name (Print Type) **Patricia L. Pabst**

Registration No. (Attorney/Agent)

**31,284****Complete if applicable**

Telephone

**(404) 817-8473**

Signature

Date

**9/4/2002****WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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PTO/SB/29 (08-00)

Approved for use through 10/31/2002. OMB 0631-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(e) or (f))		22-20* =	2	x \$ 18.00 =	\$ 36.00
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (f))		3 -3** =	0	x \$ _____ =	-0-
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ 270.00 =	
				BASIC FEE (37 CFR 1.15)	740.00
				Total of above Calculations =	776.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27).					388.00
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.				TOTAL =	388.00

6. ☒ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-1868:
- a. ☒ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.
8. ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
9. ☐ Payment by credit card, Form PTO-2038 is attached.
10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) (fee under 37 CFR 1.17(l) enclosed).
11. ☐ New Attorney Docket Number, if desired \_\_\_\_\_  
(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)
12. a. ☒ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)
- b. ☐ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☐ Other: \_\_\_\_\_

**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

## 14. NEW CORRESPONDENCE ADDRESS

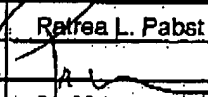
☐ Customer Number or Bar Code Label

or ☐ New correspondence address below

(Insert Customer No. or Attach bar code label here)

Name	Patrea L. Pabst				
	HOLLAND & KNIGHT LLP				
Address	One Atlantic Center				
	1201 West Peachtree Street, Suite 2000				
City	Atlanta	State	GA	Zip Code	30309-3450
Country	United States	Telephone	(404) 817-8473	Fax	(404) 817-8588

## 15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print (Type))	Patrea L. Pabst
Signature	
Registration No. (Attorney/Agent)	3,284
Date	September 4, 2002

PTO/SB/29A (8/98)  
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 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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If this RECEIPT is Included with a request for a CPA filed by facsimile transmission, it will be date stamped and mailed to the ADDRESS in Item 1.		<b>RECEIPT FOR FACSIMILE TRANSMITTED CPA</b>  (To accompany a request for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) filed by facsimile transmission)
1. ADDRESS	Applicant's Mailing Address for this receipt must be CLEARLY PRINTED or TYPED in the box below.	
Patrea L. Pabst HOLLAND & KNIGHT LLP One Atlantic Center 1201 West Peachtree Street, Suite 2000 Atlanta, GA 30309-3400		
<p><b>NOTE:</b> By this receipt, the PTO (a) acknowledges that a request for a CPA was filed by facsimile transmission on the date stamped below by the PTO and (b) verifies only that the application number provided by the applicant on this receipt is the same as the application number provided on the accompanying request for a CPA. This receipt CANNOT be used to acknowledge receipt of any paper(s) other than the request for a CPA.</p>		
<p><b>2. APPLICATION IDENTIFICATION:</b>          (Provide at least enough information to identify the application)</p> <p><b>a. For prior application</b></p> <p>Application No: 09/626,582</p> <p>Filing Date: March 16, 2000</p> <p>Title: METHOD AND DEVICE FOR DETECTION OF APO A.</p> <p>Attorney Docket No: SRX 110</p> <p>First Named Inventor: Judith Fitzpatrick</p> <p><b>b. For instant CPA application</b></p> <p>New Attorney Docket No: _____          (if applicable)</p>		
The PTO date stamp, which appears in the box to the right, is an acknowledgement by the PTO of receipt of a request for a CPA filed by facsimile transmission on the date indicated below.		(THIS AREA FOR PTO DATE STAMP USE)
<p><b>PTO HANDLING INSTRUCTIONS:</b>          Please stamp area to the right with the date the complete transmission of the request for a CPA was received in the PTO and also include the PTO organization name that provided the date stamp (stamp may include both items). Verify that the application number provided by applicant on this receipt is the same as the application number provided by applicant on the request for a CPA accompanying this receipt. If there is an inconsistency between the application number provided on this receipt and the request for a CPA, strike through the inconsistent application number provided on this receipt and insert the correct application number, if possible. Then place in a window envelope and mail.</p>		

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SEP.04'2002 14:37  
Law Offices

# HOLLAND & KNIGHT LLP

One Atlantic Center  
1201 West Peachtree Street, N.E.  
Suite 2000  
Atlanta, Georgia 30309-3400

404-817-8500  
FAX 404-881-0470  
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<b>CITY</b>	<b>STATE</b>	<b>(TELEPHONE NUMBER)</b>

### FROM:

<b>Patrea L. Pabst</b>	<b>404-817-8473</b>	<b>7</b>
<b>NAME</b>	<b>TELEPHONE</b>	<b>TOTAL PAGES (Including Cover Sheet)</b>

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<b>FAXED BY:</b>	<b>FILE #:</b> 079099/00018 <b>CLIENT NAME:</b> SRX 110
<b>CONFIRMED:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO	<b>NAME:</b> <b>TIME:</b>

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### MESSAGE:

**Applicant:** Judith Fitzpatrick, Regina B. Lenda, and Christopher L. Jones  
**Serial No.:** 09/526,582 **Art Unit:** 1641  
**Filed:** March 16, 2000 **Examiner:** Gailene R. Gabel  
**For:** METHOD AND DEVICE FOR DETECTION OF APO A, APO B AND THE RATIO  
THEREOF IN SALIVA

PTO/SW/97 (12-97)  
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U.S.S.N. 09/526,582  
Filed March 16, 2000  
CPA REQUEST and  
PETITION FOR EXTENSION OF  
TIME

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on September 4, 2002  
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Jean Hicks

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